

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

LUCAS T. S.,

Civil No. 23-663 (JRT/DLM)

Plaintiff,

v.

**ORDER ADOPTING
REPORT AND RECOMMENDATION**

MARTIN J. O'MALLEY,
Commissioner of Social Security
Administration,

Defendant.

James H Greeman, **GREEMAN TOOMEY**, 250 Second Avenue South, Suite 120, Minneapolis, MN 55401, for plaintiff.

James D. Sides, Sarah, Malia, **SOCIAL SECURITY ADMINISTRATION**, Office of the General Counsel, Office of Program Litigation, Office 4, 6401 Security Boulevard, Baltimore, MD 21235, for defendant.

United States Magistrate Judge Douglas L. Micko filed a Report and Recommendation on January 8, 2024. (ECF No. 12.) No objections have been filed to that Report and Recommendation in the time period permitted.

Based on the Report and Recommendation of the Magistrate Judge, and on all of the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Report and Recommendation (ECF No. 12) is **ADOPTED**;
2. Plaintiff's Brief (ECF No. 9) is **GRANTED IN PART** and **DENIED IN PART**;
3. Defendant's Brief (ECF No. 11) is **GRANTED IN PART** and **DENIED IN PART**; and

4. The matter is remanded to the Social Security Administration pursuant to sentence four of 42 U.S.C. § 405(g) for proceedings consistent with this Recommendation.

LET JUDGMENT BE ENTERED ACCORDINGLY.

DATED: January 30, 2024
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge